

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

----- X  
YURMAN STUDIO, INC. and YURMAN  
DESIGN, INC.,

Plaintiffs/Counter-Defendants,

- against -

ELENA CASTANEDA and EJEWELER LLC  
d/b/a OVERSTOCKJEWELER.COM,

Defendants/Counter-Plaintiffs.  
----- X  
----- X

Civil Action No. 07-1241 (SAS)(HP)  
(Action No. 1)

CARTIER, a division of RICHEMONT NORTH  
AMERICA, INC., CARTIER INTERNATIONAL,  
N.V., CARTIER CREATION STUDIO, S.A., VAN  
CLEEF & ARPELS S.A., VAN CLEEF &  
ARPELS, INC., VAN CLEEF & ARPELS  
DISTRIBUTION, INC., GUCCI AMERICA, INC.,  
and BULGARI S.p.A.,

Plaintiffs,

- against -

ELENA CASTANEDA and EJEWELER LLC  
d/b/a OVERSTOCKJEWELER.COM,

Defendants.  
----- X

Civil Action No. 07-7862 (SAS)(HP)  
(Action No. 2)

**DECLARATION OF BHARAT DUBE IN SUPPORT OF THE CARTIER PLAINTIFFS  
MOTION FOR PARTIAL SUMMARY JUDGMENT**

**EXHIBIT I**

D 1703025

**THE UNITED STATES OF AMERICA**

**~~TO ALL TO WHOM THESE PRESENTS SHALL COME:~~**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**June 04, 2008**

**THIS IS TO CERTIFY THAT ANNEXED HERETO IS A TRUE COPY FROM  
THE RECORDS OF THIS OFFICE OF:**

**U.S. PATENT: D424,967**

**ISSUE DATE: May 16, 2000**

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**



*N. Williams*  
**N. WILLIAMS**

**Certifying Officer**



US00D424967S

# United States Patent [19]

## Perrin et al.

[11] Patent Number: Des. 424,967  
 [45] Date of Patent: \*\* May 16, 2000

[54] RING  
 [75] Inventors: **Alain-Dominique Perrin**, London,  
 United Kingdom; **Anne Cabarbaye**,  
 Fontenay-Sous-Bois, France

[73] Assignee: **Cartier International, B.V.**,  
 Amsterdam, Netherlands

[\*\*] Term: 14 Years

[21] Appl. No.: 29/103,087

[22] Filed: Apr. 8, 1999

### [30] Foreign Application Priority Data

Nov. 6, 1998 [FR] France ..... 98 6432

[51] LOC (7) Cl. .... 11-01

[52] U.S. Cl. .... D11/28

[58] Field of Search ..... D11/1-5, 26-39;  
 63/15, 15.1, 15.2, 15.3, 15.4, 15.7, 15.5

### [56] References Cited

#### U.S. PATENT DOCUMENTS

D. 53,040 3/1919 Kropé ..... 63/15

D. 392,585 3/1998 Kohl ..... D11/26  
 1,972,128 9/1934 Bobbroff ..... 63/15  
 3,606,766 9/1971 Hill ..... 63/15

### OTHER PUBLICATIONS

Goldschmiede -Zeitung May 1968 p. 563 Item upper right side of page.

Primary Examiner—Ralf Seifert

Attorney, Agent, or Firm—Pillsbury Madison & Sutro LLP

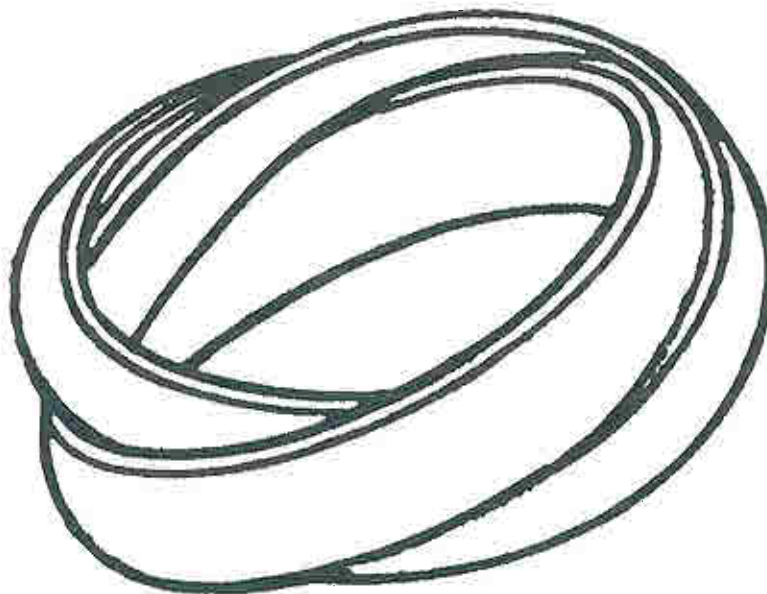
### [57] CLAIM

The ornamental design for a ring, as shown and described.

### DESCRIPTION

FIG. 1 is a top view of the ring showing my new design, FIG. 2 is a bottom view of the ring thereof, FIG. 3 is a perspective view thereof, FIG. 4 is a front elevational view thereof, FIG. 5 is a left elevational view thereof, FIG. 6 is a right elevational view thereof; and, FIG. 7 is a rear elevational view thereof.

1 Claim, 1 Drawing Sheet



**U.S. Patent**

**May 16, 2000**

**Des. 424,967**



FIG. 4

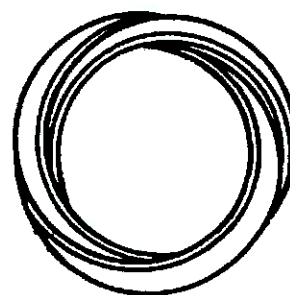


FIG. 1



FIG. 5

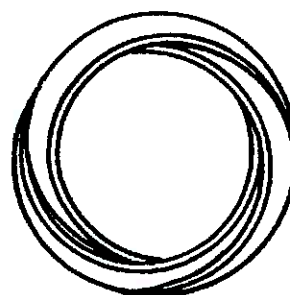


FIG. 2



FIG. 6



FIG. 7

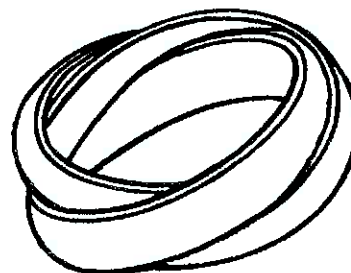


FIG. 3

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Cartier -esque Inspired Gold Vermeil Diamond CZ Sterling Silver Eternal Trinity Triple Band Ring

Availability: **In Stock**

Order Now & Ships: **Thurs, Feb 7**

Item #: PK-273786596

List Price: \$159.99

Our Price: **\$54.99**

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Ring Sizing Chart

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Cartier -esque Inspired Jewelry Sterling Silver Trinity Triple Band Ring **\$59.99**

Matching Pendants

Tiffany Inspired 14K Gold Vermeil Diamond CZ Pave Heart Collection Pendant Necklace **\$39.99**

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David Yurman Inspired Jewelry

Designer Inspired Jewelry

Designer Inspired Baby Charms

Men's Jewelry

Judith Leiber Inspired Bags

CATEGORIES

Engagement Rings

Chandelier Earrings

Bridal Jewelry

Heart Shaped Jewelry

Tennis Bracelets & Necklaces

Chains

Cufflinks

Clover Jewelry

Religious Jewelry

Equestrian Jewelry

Earth Elements



Skull Jewelry

**DEPARTMENTS:**

Watches  
 Bracelets  
 Necklaces & Pendants  
 Earrings  
 Rings  
 Pins & Brooches  
 Ankle Bracelets  
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**MATERIALS:**

Sterling Silver & CZ  
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 Turquoise Jewelry

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**DESCRIPTION:**

This Cartier inspired ring is made of .925 sterling silver and features two gold vermeil bands that interlock with a pave Diamond CZ band. Made in the rolling ring design, this ring is designed to allow the pave cubic zirconia band to be seen among the solid bands. Rhodium-plated to resist tarnish and emphasize the look of platinum, this piece is made with quality materials at a fraction of the cost. Different from a Cartier look a like, it is strikingly similar to the real thing.

**Measures:** 1.5" H x W x D**Weight:** 6 grams**Material:** .925 Sterling Silver 14K Gold Vermeil Diamond CZ**Category:** gold vermeil, sterling silver, diamond cubic zirconia, twist, cartier inspired, everyday ring, pave, women

All measurements are approximate. Designer mentioned does not make this item. Please read our

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I was very happy with my experience with Overstock Jewelry. I called to speak to someone at customer service. After two rings someone picked up. A human not a computer! She knew about the item I was inquiring about within seconds of me mentioning the item. The shipping was super fast! The quality of the merchandise was very good and price was very fair. The item I received was almost like the picture on the site but better. They even send me a coupon for my next purchase! I will be shopping at Overstock again. Why pay high prices when you can pay a fraction of the cost for great replica merchandise. Thanks Overstock - Kaye S

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 Sterling Silver Trinity Triple Band Ring

**Cartier-esque Inspired Jewelry Sterling Silver Trinity Triple Band Ring**

Availability: **In Stock**

Order Now & Ships: **Thurs, Feb 7**

Item #: PK-RR3597

List Price: \$104.99

Our Price: **\$39.99**

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**Cartier-esque Inspired Jewelry Stainless Steel Screw Motif Love Ring**  
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**Matching Earrings**

**Harry Winston Inspired Double Strands Playe Diamond CZ Sterling Silver Tennis Necklace**  
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**OTHER VIEWS:**

**CATEGORIES**

Engagement Rings  
 Chandelier Earrings  
 Bridal Jewelry  
 Heart Shaped Jewelry  
 Tennis Bracelets & Necklaces  
 Chains  
 Cufflinks  
 Clover Jewelry  
 Religious Jewelry  
 Equestrian Jewelry  
 Earth Elements

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**PLAINTIFF'S EXHIBIT**  
 2/8/08 20

Skull Jewelry

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- Necklaces & Pendants
- Earrings
- Rings
- Pins & Brooches
- Ankle Bracelets
- Accessories
- Baby Gifts & Charms
- Shop by Price

## MATERIALS

- Sterling Silver & CZ
- Gold Jewelry
- Pearls
- Diamond Jewelry
- Gemstone Jewelry
- Turquoise Jewelry

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Fred Leighton Inspired Past,  
Present and Future  
Diamond CZ Tennis Bracelet

Tiffany -esque Style  
Diamond CZ Heart Sterling  
Silver Tennis Necklace

Designer Inspired Diamond  
CZ Pave Pearl Bumble Bee  
Pin Brooch

## DESCRIPTION:

This Cartier -esque inspired ring is made of sterling silver and has triple bands that are interlocked one to another. Made in the rolling ring style, this ring is designed for elegance. All three bands are accented with Diamond CZs that are set every 1 cm. This designer inspired ring is as good as the designer's piece but is priced much more reasonably.

Measures: 1 1/4" W  
Weight: 2 grams  
Material: .925 Sterling Silver CZ Cubic Zirconia  
Category: silver cubic zirconia ring

All measurements are approximate. Designer mentioned does not make this item. Please read our

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Cartier- Esque Inspired Multi Color Sterling Silver Trinity Rolling Ring

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Our Price: **\$42.99**

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- Chains
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- Clover Jewelry
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- Earth Elements

**OTHER VIEWS:**

**Cartier- esque Inspired**  
Trinity Interlocking Bangle  
Bracelet  
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**Cartier- esque Inspired**  
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Cartier -esque Inspired Trinity Interlocking Bangle Bracelet

Availability: In Stock

Order Now & Ships: Thurs, Feb 7

Item #: pk-v2222

List Price: \$209.99

Our Price: \$89.99

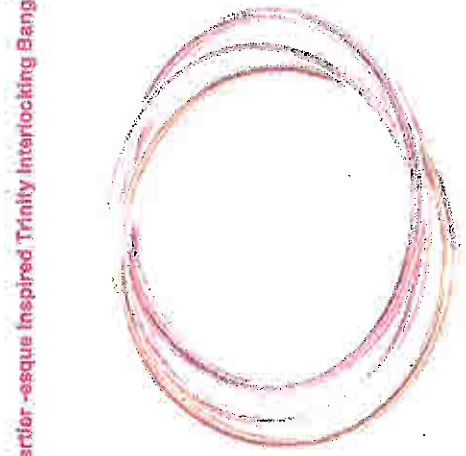
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OTHER VIEWS:

Cartier -esque Inspired Multi  
Color Sterling Silver Trinity  
Rolling Ring  
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Tiffany Style 14K Gold Open  
Teardrop Pendant with  
Freshwater Pearl  
\$219.99



Sterling Silver And Cubic Zirconium Bracelets > Cartier -esque Inspired Trinity Interlocking Bangle Bracelet

Cartier -esque Inspired Trinity Interlocking Bangle Bracelet



VALENTINE FEATURED ITEMS

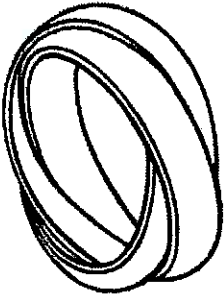




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**CATEGORIES**

- Engagement Rings
- Chandelier Earrings
- Bridal Jewelry
- Heart Shaped Jewelry
- Tennis Bracelets & Necklaces
- Chains
- Cufflinks
- Clover Jewelry
- Religious Jewelry
- Equestrian Jewelry
- Earth Elements



**The Cartier Design Patents & The Overstock Jeweler Infringing Products**

U.S. Patent No.	Claim	Drawing	Overstockjeweler.com Item & Item No.
D424,967	The ornamental design for a ring, as shown and described.		<div data-bbox="284 493 430 682">  </div> <div data-bbox="462 504 503 672">PK-273786596</div> <div data-bbox="560 504 706 672">  </div> <div data-bbox="738 514 779 661">PK-RR3597</div> <div data-bbox="820 514 982 672">  </div> <div data-bbox="1015 514 1055 661">PK-Q-33-AY</div> <div data-bbox="1112 472 1307 714">  </div> <div data-bbox="1347 525 1388 651">PK-V2222</div>